

BOARD OF PAROLE HEARINGS
En Banc Decisions
Tuesday, April 19 2011

Penal Code section 1170(e)

Pursuant to Government Code section 11126(c)(4)

LEWIS, Tomas Luna

C89432

PC 1170

Motion: THE PRISONER IS MEDICALLY INCAPACITATED AS DEFINED IN PENAL CODE SECTION 1170(E)(2)(C). THE CONDITIONS UNDER WHICH THE PRISONER WOULD BE RELEASED OR RECEIVE TREATMENT DO NOT POSE A THREAT TO PUBLIC SAFETY AS REFERENCED IN PENAL CODE SECTION 1170(E)(2)(B).

Motion by: Gillingham

Second by: Peck

Aye: Adams, Anderson, Jr., Doyle, Ferguson, Garner, Gillingham, Melanson, Peck, Prizmich

Nay:

Abstain:

Not Present: Arbaugh

Decision: Refer to Court

PAYNE, George Frederick

D62855

PC 1170

Motion: THE PRISONER IS MEDICALLY INCAPACITATED AS DEFINED IN PENAL CODE SECTION 1170(E)(2)(C). THE CONDITIONS UNDER WHICH THE PRISONER WOULD BE RELEASED OR RECEIVE TREATMENT DO NOT POSE A THREAT TO PUBLIC SAFETY AS REFERENCED IN PENAL CODE SECTION 1170(E)(2)(B).

Motion by: Adams

Second by: Gillingham

Aye: Adams, Anderson, Jr., Doyle, Ferguson, Garner, Gillingham, Melanson, Peck, Prizmich

Nay:

Abstain:

Not Present: Arbaugh

Decision: Refer to Court

RATAZAK, Vincent Lee

C02611

PC 1170

Motion: THE CONDITIONS UNDER WHICH THE PRISONER WOULD BE RELEASED OR RECEIVE TREATMENT POSE A THREAT TO PUBLIC SAFETY AS REFERENCED IN PENAL CODE SECTION 1170(E)(2)(B). THE PRISONER IS AMBULATORY AND DUE TO HIS POOR INSTITUTIONAL ADJUSTMENT, WOULD PRESENT A PUBLIC SAFETY THREAT IF RELEASED.

Motion by: Adams

Second by: Ferguson

Aye: Adams, Anderson, Jr., Doyle, Ferguson, Garner, Gillingham, Melanson, Peck, Prizmich

Nay:

Abstain:

Not Present: Arbaugh

Decision: Decline to Refer

En Banc Review

Pursuant to Government Code section 11126(c)(4)

LUNA, Miguel Angel**J34681****Referred by Decision Review**

Motion: IF INMATE PRESENTS VIABLE PAROLE PLANS IN TRANSITIONAL HOUSING SETTING BY APRIL 21, THE SUITABILITY DECISION SHALL BE UPHELD. IF NOT, THE MATTER WILL BE SET FOR A NEW HEARING FOR THE LIMITED PURPOSE OF CONSIDERING ALTERNATIVE PAROLE PLANS AND THE SUITABILITY FINDING WILL BE PRESERVED, PROVIDED THAT THERE ARE NO CHANGES IN CIRCUMSTANCE THAT WOULD WARRANT A DENIAL OF PAROLE.

Motion by: Adams

Second by: Peck

Aye: Adams, Anderson, Jr., Doyle, Ferguson, Garner, Gillingham, Melanson, Peck, Prizmich

Nay:

Abstain:

Not Present: Arbaugh

Decision: Affirm

BOARD OF PAROLE HEARINGS
En Banc Decisions
Tuesday April 19, 2011

Traditional Pardon – Penal Code Section 4812

Pursuant to Government Code section 11126(c)(4)

OHM, Daniel

Motion: THE BOARD RECOMMENDS THAT THE GOVERNOR DECLINE
THE PARDON REQUEST

Motion By: Adams

Second By: Peck

Aye: Doyle, Adams, Anderson, Ferguson, Garner, Gillingham, Melanson,
Peck, Prizmich

Nay:

Abstain:

Not Present: Arbaugh

Decision: Recommend the Governor Decline to grant the Pardon Request

SORENSEN, Shaun

Motion: THE BOARD RECOMMENDS THAT THE GOVERNOR DECLINE
THE PARDON REQUEST

Motion By: Anderson

Second By: Adams

Aye: Doyle, Adams, Anderson, Ferguson, Garner, Gillingham, Melanson,
Peck, Prizmich

Nay:

Abstain:

Not Present: Arbaugh

Decision: Recommend the Governor Decline to grant the Pardon Request

WALTERS, Bruce

Motion: THE BOARD RECOMMENDS THAT THE GOVERNOR DECLINE
THE PARDON REQUEST

Motion By: Adams

Second By: Anderson

Aye: Doyle, Adams, Anderson, Ferguson, Garner, Gillingham, Melanson,
Peck, Prizmich

Nay:

Abstain:

Not Present: Arbaugh

Decision: Recommend the Governor Decline to grant the Pardon Request